

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

MELANIE A. KLINGENSMITH,	)	
individually and on behalf of all others	)	Civil Action No. 07-1065
similarly situated,	)	
	)	CLASS ACTION
Plaintiff,	)	
	)	
v.	)	JURY TRIAL DEMANDED
	)	
BP PRODUCTS NORTH AMERICA,	)	Electronically Filed
INC., and DOES 1 through 10, inclusive,	)	
	)	
Defendants.	)	

**STIPULATION AND ORDER HOLDING PROCEEDINGS IN ABEYANCE PENDING  
DOCUMENTATION AND SUBMISSION TO COURT OF TENTATIVE SETTLEMENT**

Plaintiff, Melanie A. Klingensmith, and defendant, BP Products North America, Inc., by and through their undersigned counsel, hereby stipulate and agree as follows:

**RECITALS**

1. The parties conducted a mediation in Pittsburgh on March 25, 2008, and after further negotiations under the auspices of the mediator, have reached a tentative settlement.
2. The tentative settlement remains subject to documentation and Court approval.
3. Accordingly, the parties jointly request that all further proceedings in this action be held in abeyance for 45 days or until such time as the proposed settlement is submitted to the Court for approval.

## AGREEMENT

1. It is hereby STIPULATED AND AGREED, subject to the approval of the Court, that all further proceedings in this action shall be held in abeyance for 45 days or until such time as the proposed settlement is submitted to the Court for approval.

/s/ R. Bruce Carlson

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Attorneys for Defendant  
BP Products North America, Inc.

BY THE COURT:



Gary L. Lancaster  
United States District Judge

Dated: April 16, 2008